

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

BRENT GILMORE, GARY  
LIVINGSTON, WILLIAM J. OTTS, and  
RICHARD PESCHAU,

Plaintiffs,

**V.**

THOMAS D. POTTER, JOHN  
HAESSLER, MARK H. BALE, MARVIN  
P. EHLY, KRISTA FRANK, SUSIE  
KEISLER-MUNRO, KEITH  
PRETTYMAN, FREDERICK R.  
RICKERS, and ASSURITY LIFE  
INSURANCE,

Defendants.

8:03CV305

## ORDER OF DISMISSAL

The matter before the court is the parties' joint stipulation to dismiss this case with prejudice, Filing No. 194. The court finds that this matter should be dismissed with prejudice.

IT IS THEREFORE ORDERED that, pursuant to Fed. R. Civ. P. 41(a)(1), the plaintiff's cause of action against the defendant is hereby dismissed in its entirety, with prejudice, and with the parties to be responsible for their own costs and attorney fees.

DATED this 7th day of August, 2006.

BY THE COURT:

s/ Joseph F. Bataillon

JOSEPH F. BATAILLON

United States District Judge